

BOE Referrals on Trust Transfers

Background

The Board of Equalization (BOE) has advised the Department of Motor Vehicles (DMV) that when use tax is not being collected on a transfer “into” or “out of” a trust, a Certificate of Use Tax Exemption (BOE 111) is no longer required.

Procedures

When use tax is **not** due on the transfer of a vehicle/vessel into or out of a trust:

- DMV will accept a Statement of Facts (REG 256), for the use tax exemption from the current registered owner, stating he/she is transferring his/her own vehicle/vessel into or out of his/her own trust (i.e., John Smith transfers his vehicle to the John Smith Trust).

or

- DMV will accept a REG 256 **or** the word “gift” written on the back of the title for a vehicle/vessel received as a gift that is being transferred into or out of a trust.

A Certificate of Use Tax Exemption (BOE 111) is not needed.

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| NOTE: Continue to collect use tax when due. |
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E-Mail Alerts

The e-mail alert system is free and is available to all our industry partners as well as banks and financial institutions. The new system alerts subscribers immediately when new memos or publications are placed on the DMV Internet website. To subscribe, log on to www.emailalert.dmv.ca.gov/subscriptions.asp and follow the simple instructions. DMV will discontinue paper distribution of the handbook revisions and news memos on March 31, 2006.

Distribution

Notification that this memo is available online at www.dmv.ca.gov under Publications was made via e-mail alert in December 2005. The memo was distributed in hardcopy to vehicle registration-related occupational licensees.

Contact

Call the DMV Customer Communications Section at (916) 657-6560 for further clarification of this memo. Upon request, this document can be produced in Braille or large print.

Reference

Revenue and Taxation Code §6285

A handwritten signature in black ink, appearing to read "Candy Wohlford". The signature is fluid and cursive, with a large initial "C" and a stylized "W".

CANDY WOHLFORD, Deputy Director
Communication Programs Division